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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Herr et al.

Confirmation No.: 6148

Application No.: 09/890,709

Group Art Unit: 1653

Filed: January 28, 2002

Examiner: To be assigned

For: METHODS AND  
COMPOSITIONS FOR  
MODULATING FERTILITY

Attorney Docket No.: 9426-015

**SECOND PRELIMINARY AMENDMENT UNDER 37 C.F.R. § 1.115**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the Rules of Practice, please enter the following amendments and consider the remarks below in connection with the above-identified application. Submitted herewith is (a) a Response to Notification and Transmittal of Substitute Sequence Listing; (b) Sequence Listing in paper and computer readable copies; (c) an Information Disclosure Statement; (d) a List of References Cited; and (e) a copy of each listed reference.

No fee is believed due for this amendment. However, should the Patent and Trademark Office determine otherwise, please charge the required fee to Pennie & Edmonds LLP Account No. 16-1150. A copy of this sheet is enclosed for accounting purposes.

**Amendments to the Specification** begins on page 2 of this paper.

**Amendments to the Claims** begin on page 13 of this paper.

**Remarks** begin on page 17 of this paper.